

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

HONEYWELL INTERNATIONAL INC. and)	
HONEYWELL INTELLECTUAL PROPERTIES)	
INC.,)	
)	
Plaintiffs,)	
)	C.A. No. 04-1338-KAJ
v.)	
)	
APPLE COMPUTER, INC., et al.,)	
)	
Defendants.)	

**STIPULATION AND ORDER TO EXTEND TIME FOR
PHILIPS ELECTRONICS NORTH AMERICA CORP.
TO ANSWER PLAINTIFFS' FIRST AMENDED COMPLAINT**

WHEREAS on April 25, 2005 Third-Party Defendant Philips Electronics North America Corp. (Philips North America) filed a Declaratory Judgment Cross-claim (D.I. 168) against Plaintiffs Honeywell International Inc. and Honeywell Intellectual Properties Inc. (collectively "Plaintiffs");

WHEREAS on October 17, 2005 Plaintiffs answered the Cross-claim and filed a Counterclaim (D.I. 238) against Philips North America;

WHEREAS Philips North America's answer to the Counterclaim was due on November 7, 2005;

WHEREAS on November 7, 2005, pursuant to the Court's Memorandum Order dated October 7, 2005 (D.I. 237), Plaintiffs filed a First Amended Complaint (D.I. 239), naming Philips North America as one of many defendants;

WHEREAS the Court's October 7, 2005 Memorandum Order provides for a ninety (90) day response time for defendants named in the First Amended Complaint and

requires defendants named in the First Amended Complaint to cooperate with Plaintiffs on pretrial matters;

WHEREAS the Plaintiffs and Philips North America wish to cooperate with one another on pretrial matters as mandated in the Court's Memorandum Order and to streamline the pleading process in this case for the convenience of themselves and the Court;

NOW, THEREFORE, Plaintiffs and Philips North America do hereby stipulate, subject to approval by the Court, that Philips North America is relieved of its obligation to respond to Plaintiffs' Counterclaim (D.I. 238) and that Philips North America shall have ninety (90) days from service to answer, move or otherwise respond to the First Amended Complaint (D.I. 239).

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SO ORDERED this _____ day of _____, 2005.

CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on November 18, 2005, a true and correct copy of the within document was caused to be served on the attorney of record at the following addresses as indicated:

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